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Attorneys for Defendant
SMITH'S FOOD & DRUG CENTERS, INC.

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

TERRY ANN COLETTTO, GARY
ARCHAMBEAULT

Plaintiffs,

vs.

SMITH'S FOOD & DRUG CENTERS, INC
and Does I through V, inclusive,

Defendants.

Case No. 2:22-cv-00491-GMN-EJY

**STIPULATION TO REMAND CASE TO
STATE COURT**

WHEREAS, Plaintiffs TERRY ANN COLETTTO and GARY ARCHAMBEAULT, and their counsel of record, LAURENCE SPRINGBERG of the SPRINGBERG LAW FIRM, have agreed to cap the damages recoverable by Plaintiffs in this litigation to a maximum of \$75,000.00 for all claims arising out of the incident at SMITH'S on December 15, 2020;

IT IS HEREBY STIPULATION AND AGREED by and between Plaintiffs TERRY ANN COLETTTO and GARY ARCHAMBEAULT by and through their counsel of record, LAURENCE SPRINGBERG of the SPRINGBERG LAW FIRM, and SMITH'S FOOD & DRUG CENTERS, INC. by and through its counsel of record, JERRY S. BUSBY, ESQ. of the law firm COOPER LEVENSON P.A. as follows:

1. That the maximum amount of damages recoverable by Plaintiffs in this case be limited to the maximum amount of \$75,000.00 on all claims; and
2. That this case be remanded to the Eighth Judicial District Court for the State of Nevada for further proceedings.

1 IT IS FURTHER STIPULATED AND AGREED that in the event additional parties are
2 added to this litigation, the cap of \$75,000.00 will still limit the damages available to Plaintiffs.

3 Respectfully submitted this 4th day of April, 2022.

4 SPRINGBERG LAW FIRM

COOPER LEVENSON, P.A.

5 /s/ Laurence Springberg

/s/Jerry S. Busby

6 LAURENCE SPRINGBERG, ESQ.

JERRY S. BUSBY, ESQ.

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Attorneys for Defendant

9 TERRY ANN COLETTI and

SMITH'S FOOD & DRUG CENTERS, INC.

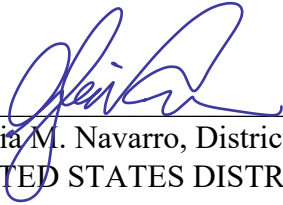
GARY ARCHAMBEAULT

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12 **ORDER REMANDING CASE TO STATE COURT**

13 Pursuant to the stipulation set forth above, it is hereby ordered that the above-captioned case
14 is remanded to Nevada's Eighth Judicial District Court for the reasons addressed in this stipulation,
15 with the parties to bear their own costs and attorneys' fees.

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17 **IT IS SO ORDERED.**

18 Dated this 18 day of April, 2022.

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21 Gloria M. Navarro, District Judge
22 UNITED STATES DISTRICT COURT
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